

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**CIVIL MINUTES - GENERAL**

Case No.	2:08-cv-03573-MRP-JEMx	Date	May 17, 2010
Title	Centocor, Inc. v. Genentech, Inc. et al.		

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Present: The Honorable	Mariana R. Pfaelzer, Senior U.S. District Judge
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Courtroom Clerk:	Cynthia Salyer
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Court Reporter:	None.
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Attorneys Present for Plaintiff:	None.
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Attorneys Present for Defendants:	None.
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**Proceedings: IN CHAMBERS**

1. The Court has reviewed Plaintiff's *Ex Parte* Application for Leave to Take Deposition of Witness Jeffrey Kushan After the Discovery Cut-off Date and Defendants' *Ex Parte* Application for Protective Order Prohibiting the Deposition of Genentech Counsel Jeffrey Kushan.

Plaintiff's Application is GRANTED as follows:

In the event the D.C. District Court orders that the deposition of Jeffrey Kushan go forward, this Court GRANTS Centocor leave to take his deposition after the Discovery Cut-off Date of April 30, 2010.

Defendants' Application is DENIED.

2. The Court has reviewed Plaintiff's *Ex Parte* Application for Leave to Take Deposition of Witness Sharon Crane After the Discovery Cut-off Date.

Plaintiff's Application is GRANTED as follows:

Centocor is given leave to take the deposition of Sharon Crane after the Discovery Cut-off Date of April 30, 2010.

3. The Court has reviewed Plaintiff's *Ex Parte* Application to Compel Disclosure of Inappropriately Withheld Information and Defendants' Opposition.

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Plaintiff's Application is GRANTED in part and DENIED in part as follows:

- a. Defendants are required to produce the fourth document related to the December 13, 1999 Email for the Court's *in camera* review. The Court will rule on whether the document is subject to attorney-client privilege.
- b. Defendants are not required to provide the requested log of all documents withheld as privileged.
- c. Defendants are not required to produce further materials related to the *Chiron v. Genentech* litigation.

IT IS SO ORDERED.

Initials of Deputy  
Clerk

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